

# SWEENEY LEV

A Limited Liability Company

**Attorneys at Law**

**GERALD B. SWEENEY**

NJ, IL, CA & NY BARS

**GARY B. SCHMIDT**

NY & FL BARS

**DENNIS M. HAASE**

NJ & NY BARS

Of Counsel

**ALAN S. ZIEGLER**

NJ & CT BARS

460 Bloomfield Avenue, Suite 200

Montclair, New Jersey 07042-3552

Tel: 973-509-1800

Fax: 973-509-1074

www.sweeneylev.com

*New York Office:*

708 Third Avenue

Suite 2010

New York, NY 10017-4220

Tel: 212-370-4000

Fax: 212-370-7336

October 3, 2011

**Via ECF and Regular Mail**

Honorable Faith S. Hochberg, U.S.D.J.

Honorable Patty Shwartz, U.S.M.J.

U.S. District Court

District Of New Jersey (Newark)

Martin Luther King Building & U.S. Courthouse

50 Walnut Street

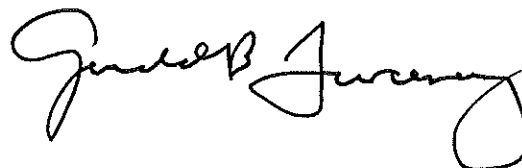
Newark, NJ 07101

**Re: Alexander D. Mittell v. PHD Technologies, et al**  
**Docket No. 2:11-cv-01669-FSH**

Dear Judge Hochberg and Judge Shwartz:

This firm represents Alexander D. Mittell, plaintiff in the above-referenced matter. The parties have entered into a confidential Settlement Agreement settling the above-referenced matter; and we plan to file, after an initial condition of such agreement is satisfied, a Stipulation Dismissing Action with Prejudice and a proposed Order for the Court to retain jurisdiction to permit enforcement of the Settlement Agreement in the event of a default of such agreement.

Respectfully submitted,



GBS/gr

cc: L. Walsh, Esq.  
R. Lighari, Esq.  
J. Dugan, Esq.